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A letter to court from
Oliver Kurbank

LONG ISLAND OFFICE

EDNY PRO SE OFFICE

This is a letter to notify the court that I have resumed the hunger strike as an act of protest against the authority of the United States to bring any charges against me.

Secondly I don't recognize the validity and voluntariness of the plea that I have moved twice to withdraw most importantly based on the protest of my government that has been communicated by the Department of foreign affairs of Ukraine to the State Department of the US.

Just recently I have been visited by a criminal defense attorney Mr Florian Nicolai who had just finished representing a client in March of this year in Brooklyn court in front of Judge Weinstein in a similar case VS v Linsanap 17-CR-00677. Linsanap pled guilty to one count of sexual exploitation of a child.

He coerced economically vulnerable women from Philippines into engaging in sexually explicit conduct with young children in exchange for payments and he recorded and distributed the content.

This serious offense is likely to cause continuing psychological and emotional damage to the women and children involved. A lengthy prison sentence in which he faces

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immense challenges and dangerous conditions will do more harm than good."

Lisouap was sentenced to 15 years for directing the women seen in the videos to perpetrate sexual acts against very young children where 9 different children were involved. And judge Weinstein considers this sentence on him being too harsh.

But the fact that judge Weinstein gave Lisouap less time for directing multiple women where 9 different victims were involved than you have decided to give to me is not even my point here. My point is where are the criminal charges against the Phillipino women who Lisouap directed to engage in sexual acts with children in Phillipines?

I asked Mr. Florian Miedel, he told me that women are considered to be victims in this case because of their economical vulnerability that Lisouap used against them to get the video content.

Or where is an american interest in bringing charges against the Phillipino women who under the same scenario sexually exploited Phillipino children in Phillipines and the content has been transmitted to US through Facebook (an american company), there was the money exchange here (and Lisouap also redistributed the content that he received from Phillipines to another person in the US without the knowledge of the women).

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Mr Middel told me that there is no american interest because women are foreigners and will never live in the US.

I have searched multiple cases, there are also other cases from different circuits where an american citizen interacted with young women mostly from Asia from poor countries and directed those women to engage in sexual acts with children abroad. Each one of these cases involves transmission of sexual content and money exchange but there is not even a single case where a foreign woman has been tricked by FBI into prosecution in the US except of me. I guess it is only me who is extremely important to US.

So much important that US is willing to ignore the overwhelming interest of Ukraine, my own government where the actual conduct took place.

If that's the case, fine then keep me in a hospital then until I die. I have no problem with that at all. And I will rather die then spend one more day in this country.

However now I know what is the true american interest in keeping me here. Obviously it is not my slaughterer who is a ukrainian citizen and who my own government is more than capable to protect.

The facility was trying to force me to work for american military as a slave and commit a treason against my own country.

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They even made a schedule of how to pay the fee imposed by this court in calculating of how many barbed wire of pants I had to produce for American military in order to pay the \$400 fee, that is approximately 8 months of slave work for US military.

Of course I have refused in participating in any activities that contribute to US military. I am not going to help this country kill innocent people all over the world. Like they did during Clinton administration in bombing the former Yugoslavia and killing ethnic Serbs in Europe, people of my race. This US operation has been condemned by UN security council and all the European governments including my government. I also notified my government that US was trying to force me to work as a slave for their military in order to pay the fee imposed by this court. And that the US government is using the labor of foreign citizens in their prisons to contribute to their defense industry.

Which I believe is the true reason why the US government wants to keep me in this country because they need slaves to work in their military factories, the factory is full of foreigners who were have been enslaved by US for decades and forced to work for US military and has nothing to do with my daughter who my own government is more than capable to protect.

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For the court to refer to such cases as Frank, where an american citizen a sex tourist travels abroad to engage in sexual conduct with minors has nothing to do with me. This statute only applies to american citizens who travel abroad with criminal intent.

It doesn't even apply to americans who stopped travelling and moved to foreign country.
 Check: 3rd Cir Pipe

And also US v Perhitz, 428 F. Supp 2d 46, 2010 District of Connecticut. Indictment dismissed against defendant who traveled to Haiti and in Haiti engaged in sexual conduct with children. Dismissed on the ground that none of his conduct took place in Connecticut.

And also US v Reeves

Indictment dismissed by the Military appellate court where the production of the images took place in Germany and Reeves is an american citizen.

So under all these circumstances I don't consider my plea to be voluntary at all, this is why I am resuming my hunger strike. There is not even a single case where a foreign woman has been charged under that statute in the US. Not even one. It simply doesn't exist. My government has expressed its position in August of 2015, before entering a plea I was being denied of my right to seek the advice from

6 my own consulate which is guaranteed to me by Article 36 of the Vienna Convention which provides all the aliens arrested abroad to receive assistance, advice and visitation from a representative of a home country. The advice from the consulate is no different than the advice from an attorney and I was being deprived from that. The very first visit and advice from the consulate I received was only in ~~very~~ post plea.

The US says they are in the possession of the evidence of me committing a crime in Ukraine. US could have been in the possession of the video of me robbing a bank in Ukraine or in the possession of a video of me killing a Ukrainian citizen in Ukraine (just an example) so does it mean that I would have to plea guilty in American court for an offense that took place in Ukraine?

Sexual exploitation and sexual abuse same as a murder is a crime against a private person (See Second Circ Courtin) in my case also a citizen of Ukraine and it is direct job and responsibility of the government of Ukraine to protect and represent the interests of the citizens of Ukraine including my daughter which my own government is more than capable of doing. For the US to justify incarceration of me here by "protecting" our citizen of Ukraine from another citizen of Ukraine is direct interference of internal matter of my country and direct violation of

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international law. I honestly don't see understand how you don't see it ?

These are the basic principles of international law. Do you study international law at your law school?

See also Second Circuit recent case Prado Conspiracy to possess cocaine with intent to distribute dismissed because the vessel was not subject to jurisdiction of US. The coverage of the statute excludes non-US "vessels in the waters of another nation and vessels registered in another nation, unless that nation consents or waives objection." "Where the Congressional intent was to avoid exercising regulatory authority where doing so would cause conflict with the sovereignty of another nation. But you have already successfully created a conflict with the sovereignty of my country, you are simply ignoring the sovereignty of my country and are simply insulting it."

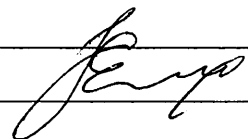
However what I believe what would be proper for the US to do is to turn all the evidence they have against me to Ukrainian authorities and let them handle the case. And I believe that that is something they should have done from the very beginning in 2013-2014, they should have shared information the agents had with my government back in Kiev especially considering the existence of mutual legal assistance treaty between 2 countries,

8 friendly relationship between 2 countries and constant cooperation in the legal matters and the overwhelming interest of the government of Ukraine in my case that clearly over-weighs any interest the US might have.

But until then I will stay in a hospital, it doesn't really make any difference for me. And if I don't you will have to turn me over to my government anyway. I am not scared of leaving this world at all. But I don't recognize neither your authority to bring charges against me nor the voluntariness of the plea of guilty.

With the regard to forceful feeding I don't know how are you planning to manage it because last time Dr. Mehter Vplos initially was considering but later refused because the ethics committee didn't give him permission. He was considering to inject a line in my vein closer to heart for IV because they have ruined all my veins on both arms by constant injections. I was all in braces but anyhow that is the concern of the people who are keeping me in this country not mine.

Olena Krahchenko
November 1st 2018



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P.S. I also want to ask you to give my case to another judge because I think that you have prejudice to sexual offenses. Thank you, I will really appreciate.

A Lissanap case is a clear example and it is within the same Eastern district of New York and same year. I don't want you to be on my case anymore, please recuse yourself from my case. Will I want my plea back because my plea is not voluntary. I will remain on a hunger strike and will notify the Circuit as to the reasons why I am on a hunger strike. If I die they will overturn conviction anyway automatically.

Also regarding the testimony of Angelini, I kept asking for a tape of my conversation with him back in Kiev. He recorded our conversation on a tape, he had a recording device in his hands and pressed the button on a recording device as soon as I started to talk at the embassy. Vin was taking the notes in his notebook but Angelini had a recording device. I mentioned about the tape to Mr. LaRusso but we have been never provided with that tape. Where is the recording of my conversation with him?

Angelini is clearly lying in his testimony, I don't know if he did it on his own or he received directions from Prode to do so. But my conversation with him has been recorded at the embassy and I want to get a tape of it. I have also notified my government that FBI is

10 deliberately hiding the recording of my conversation with them at American Embassy in Kiev to make it look like I am extremely stupid to come into this country if he didn't tell me that the evidence I provided to them can't be used against me. Seriously I am not that stupid to come into this country if he didn't tell me that.

So I want my plea back, I want you to recuse yourself from my case. And I want the agents to provide the tape recording of my conversation with them in Kiev. I will remain on a hunger strike and I don't care if I die I have nothing to lose so far anyway.

Olena Kalichenko

